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**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

IRVING ALVIN DAVIS	§	
Petitioner,	§	
	§	
v.	§	No. EP:14-CV-121-KC
	§	
WILLIAM STEPHENS,	§	
Director, Texas Dept. of Criminal	§	
Justice, Correctional Institutions	§	
Division	§	
Respondent.	§	

THIRD ADVISORY NOTICE TO THE COURT

TO THE HONORABLE KATHLEEN CARDONE, UNITED STATES DISTRICT JUDGE FOR THE WESTERN DISTRICT OF TEXAS:

COMES NOW, the Petitioner, IRVING ALVIN DAVIS, who by and through his undersigned lawyers files the following Third Advisory Notice to the Court in the above entitled and numbered cause.

(1) Petitioner incorporates herein the matters recited in his Advisory Notice filed with the Court on February 20, 2020 and the Second Advisory Notice filed with the Court on May 12, 2020.

(2) That in Petitioner's Second Advisory Notice, he advised the Court that on May 1, 2020¹ he filed with the Texas Court of Criminal Appeals a Motion for Reconsideration of its Order Dismissing his Application for Writ of Habeas Corpus

wherein he also requested in paragraphs III and IV, that if the Motion for Reconsideration were denied, that the Court agree that the Petitioner had exhausted all of his State Remedies.

(3) That on June 24, 2020, the Texas Court of Criminal Appeals, in the same cursory manner as its opinion, denied Petitioner's request for a reconsideration/rehearing. It did not address the issue involving Petitioner having exhausted his State remedies (see attachment).

Respectfully submitted,

/s/Richard D. Esper
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¹ The Second Advisory Notice incorrectly noted May 6, 2020, as the date the Motion for Reconsideration was filed.